

BOROUGH OF RIDGEFIELD

A G E N D A

Work Session, Executive Session and Regular Meeting of the Mayor and Council

Date: October 19, 2016

Open Public Meetings Statement by
Mayor Suarez

Work Session: 6:00 P.M. C.T.O.:
Adjourn:

- Discussion on Personnel Policies and Procedures
Manual Updates

Mayor Suarez – Adjournment into closed Executive
Session in accordance with the “Open Public Meetings Act”

Executive Session: 6:30 P.M. C.T.O.:
Adjourn:

Public Session: 7:30 P.M. C.T.O.:
Adjourn:

Pledge of Allegiance

Invocation:

Citizens Comment on Agenda:

Correspondence:

Approval of Minutes of July 6, 2016 Public Session,
August 3, 2016 Special Public Session, and September 7, 2016
Public Session Meetings

ROLL CALL-WORK SESSION

	PRESENT	ABSENT
Mayor Suarez		
Castelli		
Acosta		
Penabad		
Shim		
Todd		
Vincentz		

ROLL CALL-EXEC. SESSION

	PRESENT	ABSENT
Mayor Suarez		
Castelli		
Acosta		
Penabad		
Shim		
Todd		
Vincentz		

ROLL CALL-PUBLIC SESSION

	PRESENT	ABSENT
Mayor Suarez		
Castelli		
Acosta		
Penabad		
Shim		
Todd		
Vincentz		

Presentation of Certificates and Proclamations:

- Police and School Staff Award Certificates
- National Principals Month Proclamations
- National Safe Schools Week Proclamation

- Breast Cancer Awareness Month Proclamation
 - National Down Syndrome Awareness Month Proclamation
-

Discussion on Best Practice Checklist

As advertised, hearing will be held on Ordinance No. 2311 entitled, “BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2283 (WHICH PROVIDES FOR RENOVATIONS TO THE TRUSS ROOF AND INSTALLATION OF A FIRE PROTECTION SYSTEM FOR THE COMMUNITY CENTER) HERETOFORE FINALLY ADOPTED ON JUNE 22, 2015, BY THE BOROUGH COUNCIL OF THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO AMEND THE DESCRIPTION SET FORTH THEREIN”

Entertain motion to declare the time for the public hearing to be declared open

Public Hearing

Entertain motion to declare the time for the public hearing to be declared closed

Final Reading of Ordinance

Roll Call

As advertised, hearing will be held on Ordinance No. 2312 entitled, “CAPITAL ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS AND CONSTRUCTION OF A PARK PAVILION, BY AND IN THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$230,000 THEREFOR FROM THE CAPITAL FUND BALANCE TO PAY FOR THE COST THEREOF”

Entertain motion to declare the time for the public hearing to be declared open

Public Hearing

Entertain motion to declare the time for the public hearing to be declared closed

Final Reading of Ordinance

Roll Call

Introduction of Ordinance No. 2313 entitled, "AN ORDINANCE AUTHORIZING THE PURCHASE OF CERTAIN REAL PROPERTY COMMONLY KNOWN AS 747 BANTA PLACE IN THE BOROUGH OF RIDGEFIELD, NEW JERSEY"

First Reading of Ordinance

Roll Call

CONSENT AGENDA:

276-2016	Councilman Castelli	Adopt Personnel Policies and Procedures Manual
277-2016	Councilman Castelli	Affirm Borough's Civil Rights Policy
278-2016	Councilman Penabad	Authorize to Advertise RFQs for Borough Professionals for Calendar Year 2017
279-2016	Councilman Penabad	Tax Court Judgment-Block 2602, Lot 16
280-2016	Councilman Penabad	Tax Court Judgment-Block 2203, Lot 18
281-2016	Councilman Penabad	Offer Incentive Under the SHBP
282-2016	Councilman Castelli	Support S-542
283-2016	Councilman Penabad	Purchase of 747 Banta Place

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

RESOLUTIONS:

284-2016	Councilman Penabad	Warrants
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COMMENTS BY MAYOR:

Coin Toss Request:

RMHS Girls Basketball
November 12, 2016 changed from November 5, 2016

COMMENTS BY COUNCILMEN:

COMMENTS BY CITIZENS: (All speakers are limited to five minutes maximum per meeting)

Agenda subject to change as a result of matters not known at time of printing with the consent of the Mayor and Council.

Respectfully submitted,

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Mayor Suarez

BE IT RESOLVED, that the regular public meeting be adjourned, and that the Mayor and Council of the Borough of Ridgefield shall meet in a closed Executive Session following a five minute recess at the termination of this meeting. The purpose of the Executive Session shall be to discuss the following matters:

- _____ Personnel matters in various departments of the
Borough.
- _____ Pending and Potential Litigation
- _____ Tax Court Litigation.
- _____ Potential real estate transactions in which the
Borough may engage.

COUNCIL VOTE				
	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

BE IT FURTHER RESOLVED, that as soon as practicable discussion concerning

- _____ Personnel matters
- _____ Potential real estate transactions shall be disclosed
to the public.
- _____ And that discussions with the Borough Attorney
concerning litigation shall be disclosed when said
litigation is terminated.

Adjournment to Closed Session. The Mayor and Council reserve the right to reconvene into Public Session, if necessary, to take action on Closed Session items.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Penabad

ORDINANCE NO. 2311

BE IT ORDAINED by the Borough Council of the Mayor and Council of the Borough of Ridgefield that an Ordinance entitled,

“BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2283 (WHICH PROVIDES FOR RENOVATIONS TO THE TRUSS ROOF AND INSTALLATION OF A FIRE PROECTION SYSTEM FOR THE COMMUNITY CENTER) HERETOFORE FINALLY ADOPTED ON JUNE 22, 2015, BY THE BOROUGH COUNCIL OF THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO AMEND THE DESCRIPTION SET FORTH THEREIN”

introduced on the 5th day of October 2016, do now pass a final reading and be adopted, and that the Borough Clerk be and she is authorized and directed to publish once, the aforesaid title, together with a notice of the date of its passage on final reading and approval thereof in The Record, a newspaper circulating in the Borough of Ridgefield.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 5, 2016

Presented by Councilman Penabad

ORDINANCE NO. 2311

“BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2283 (WHICH PROVIDES FOR RENOVATIONS TO THE TRUSS ROOF AND INSTALLATION OF A FIRE PROECTION SYSTEM FOR THE COMMUNITY CENTER) HERETOFORE FINALLY ADOPTED ON JUNE 22, 2015, BY THE BOROUGH COUNCIL OF THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO AMEND THE DESCRIPTION SET FORTH THEREIN”

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. Section 3(a) of Bond Ordinance Number 2283 finally adopted on June 22, 2015, by the Borough of Ridgefield, in the County of Bergen, State of New Jersey (the "Borough") entitled, “BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$650,000 FOR RENOVATIONS TO THE TRUSS ROOF AND INSTALLATION OF A FIRE PROTECTION SYSTEM FOR THE COMMUNITY CENTER FOR AND BY THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$617,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION” (the "Original Ordinance"), is hereby amended to read, as follows:

“SECTION 3:

(a) The Improvements authorized and the purposes for which obligations are to be issued shall include, but are not limited to, the renovations to the truss roof and installation of a fire protection system for the Community Center, and roof improvements and/or replacements to various Borough facilities which shall include, but are not limited to, the Recreation building, the Public Works building, Firehouse No. 1 and Firehouse No. 2 buildings, and the Building Department, and including, as applicable, all consulting, engineering and design work, preparation of plans and specifications, permits, reporting, bid documents, inspection and contract administration, and all work and materials necessary therefor and incidental thereto.”

SECTION 2. The Borough Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the

Borough. The Borough Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the “Rule”) for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 3. Except as expressly amended hereby, the Original Ordinance shall remain in full force and effect.

SECTION 4. The Borough covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all bonds and notes issued under the Original Ordinance, as amended and supplemented hereby.

SECTION 5. This bond ordinance shall take effect twenty (20) days after final adoption, and approval by the Mayor, if applicable, as provided by the Local Bond Law.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Castelli

ORDINANCE NO. 2312

BE IT ORDAINED by the Borough Council of the Mayor and Council of the Borough of Ridgefield that an Ordinance entitled,

“CAPITAL ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS AND
CONSTRUCTION OF A PARK PAVILION, BY AND IN THE BOROUGH OF RIDGEFIELD,
IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$230,000
THEREFOR FROM THE CAPITAL FUND BALANCE TO PAY FOR THE COST THEREOF”

introduced on the 5th day of October 2016, do now pass a final reading and be adopted, and that the Borough Clerk be and she is authorized and directed to publish once, the aforesaid title, together with a notice of the date of its passage on final reading and approval thereof in The Record, a newspaper circulating in the Borough of Ridgefield.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 5, 2016

Presented by Councilman Castelli

ORDINANCE NO. 2312

“CAPITAL ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS AND
CONSTRUCTION OF A PARK PAVILION, BY AND IN THE BOROUGH OF RIDGEFIELD,
IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$230,000
THEREFOR FROM THE CAPITAL FUND BALANCE TO PAY FOR THE COST THEREOF”

WHEREAS, the Borough of Ridgefield, in the County of Bergen, State of New Jersey (the “Borough”), wishes to undertake various road improvements and construction of a park pavilion in the Borough; and

WHEREAS, the cost of said improvements or purposes is estimated to be \$230,000; and

WHEREAS, the Borough desires to authorize the appropriation and expenditure of \$230,000 from the Capital Fund Balance of the Borough, to undertake various road improvements including, but not limited to, Van Renssalaer Court (from Lancaster Road to the end past Marion Place) and the construction of a park pavilion in the Borough.

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF RIDGEFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY (a majority of the full membership thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. The capital improvements or purposes described below are hereby authorized as general capital improvements to be undertaken by the Borough. For the said improvements or purposes, there is hereby appropriated the amount of \$230,000 from the Capital Fund Balance of the Borough, to undertake various road improvements including, but not limited to, Van Renssalaer Court (from Lancaster Road to the end past Marion Place) and the construction of a park pavilion in the Borough. Such improvements and construction shall include, as applicable, surveying, engineering and design work, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

SECTION 2. The expenditure of the \$230,000 consisting of the appropriation of \$230,000 from the Capital Fund Balance of the Borough, for the improvements or purposes set forth in Section 1 hereof is hereby authorized and approved. The Mayor, the Clerk, the Chief Financial Officer and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement to undertake the improvement or purpose set forth herein and to effectuate the transaction contemplated hereby.

SECTION 3. The capital budget of the Borough is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs is on file in the Office of the Clerk and is available for public inspection.

SECTION 4. This ordinance shall take effect immediately after final adoption and approval by the Mayor as described in N.J.S.A. 40:49-2.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Penabad

ORDINANCE NO. 2313

BE IT ORDAINED by the Borough Council of the Mayor and Council of the Borough of Ridgefield that an Ordinance entitled,

“AN ORDINANCE AUTHORIZING THE PURCHASE OF CERTAIN REAL PROPERTY
COMMONLY KNOWN AS 747 BANTA PLACE IN THE BOROUGH OF RIDGEFIELD,
NEW JERSEY”

introduced on the 19th day of October, 2016, do now pass a first reading and that said Ordinance be further considered for final passage at a regular meeting to be held on the 2nd day of November, 2016 at 7:30 PM or as soon thereafter as the matter may be reached at the regular meeting of the Borough Council in the Community Center, 725 Slocum Avenue, in the Borough of Ridgefield, and that at such time and place, all persons interested be given an opportunity to be heard concerning the same, that the Borough Clerk be and she is hereby authorized and directed to publish in The Record, a newspaper circulating in the Borough of Ridgefield said Ordinance according to law, with a notice of its introduction and passage on first reading, and of the time and place when and where said Ordinance will be further considered for final passage.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Penabad

ORDINANCE NO. 2313

“AN ORDINANCE AUTHORIZING THE PURCHASE OF CERTAIN REAL PROPERTY
COMMONLY KNOWN AS 747 BANTA PLACE IN THE BOROUGH OF RIDGEFIELD,
NEW JERSEY”

WHEREAS, the Borough of Ridgefield became aware that a certain parcel of property commonly known as 747 Banta Place (Lot 2, Block 2001 on the Tax Map) by and within the Borough of Ridgefield was going to be offered for sale; and

WHEREAS, that parcel is contiguous to other Borough owned parcels, and near Veterans Park; and

WHEREAS, the property consists of a one-family residential structure and garage; and

WHEREAS, the property is zoned for public use; and

WHEREAS, the Borough obtained an appraisal to determine the value of the property, and had engineering and other inspections done; and

WHEREAS, the Borough has determined that a purchase price of \$325,000 is reasonable and appropriate under all circumstances; and

WHEREAS, the Chief Financial Officer has certified the availability of these funds in the capital budget; and

WHEREAS, it is in the best interests of the Borough of Ridgefield that this property be acquired by the Borough for future public use, the specifics of which are yet undetermined;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Ridgefield, County of Bergen and State of New Jersey as follows:

Section I.

1. Pursuant to the provisions of *N.J.S.A. 40A:12-11*, the Borough of Ridgefield is hereby authorized to purchase the property commonly known as 747 Banta Place, and also known as Lot 2, Block 2001 on the Tax Map pursuant to the terms of a certain contract of sale previously executed on behalf of the Borough (which contract was subject to final adoption of the within ordinance).

2. Pursuant to this ordinance, the Mayor and Borough Clerk be and hereby are authorized and directed to execute such documents as may be reasonably required in the opinion of the Borough Attorney in order to consummate this sale.

3. The Borough's Chief Financial Officer be and hereby is authorized and directed to make payment in the amount of \$325,000, plus or minus such amounts as may be adjusted between the Borough and the seller including, but not limited to, the payment of real estate taxes.

4. The Borough hereby determines that the proposed use of this property is in conformity with the zoning ordinance and master plan of the municipality, which is for public use, notwithstanding that the specific and immediate intended purpose has not yet been determined.

5. The Borough has adopted a capital budget pursuant to New Jersey statute 40A:-40-43 to 40A:-40-45, which includes a program or project for the expenditure of public funds for capital purposes requiring, or likely requiring, the acquisition of properties such as the within property.

6. The Borough hereby ratifies and affirms a certain contract by and between the Borough of Ridgefield and the owner of the property to be acquired, which was executed subject to final adoption of the within ordinance.

7. The Borough Attorney, Mayor, Borough Clerk and Chief Financial Officer be and hereby authorized and directed to take such other and further action as may be reasonably required to accomplish the acquisition of the subject property as set forth herein.

Section II. Repealer.

All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance are hereby repealed as to said inconsistencies and conflicts.

Section III. Severability.

If any section, part of any section, or clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this Ordinance, and each section and subsection thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

Section IV. This Ordinance shall take effect immediately upon passage and publication according to law.

Section V: All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Castelli

RESOLUTION NO. 276-2016

WHEREAS, it is the policy of the Borough of Ridgefield to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, the New Jersey Attorney General's guidelines with respect to Police Department personnel matters, the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

WHEREAS, the Mayor and Council has determined that there is a need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the Personnel Policies and Procedures Manual attached hereto is hereby adopted.

BE IT FURTHER RESOLVED that these personnel policies and procedures shall apply to all Borough officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

BE IT FURTHER RESOLVED that this manual is intended to provide guidelines covering public service by Borough employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Mayor and Council.

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the Borough shall operate under the legal doctrine known as "employment at will."

BE IT FURTHER RESOLVED that the Borough Administrator and all managerial/supervisory personnel are responsible for these employment practices. The Human Resource Officer and Labor Counsel shall assist the Borough Administrator in the implementation of the policies and procedures in this manual.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Castelli

RESOLUTION NO. 277-2016

WHEREAS, it is the policy of the Borough of Ridgefield to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law Against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act; and

WHEREAS, the governing body of the Borough of Ridgefield has determined that certain procedures need to be established to accomplish this policy.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that:

Section 1: No official, employee, appointee or volunteer of the Borough of Ridgefield by whatever title known, or any entity that is in any way a part of the Borough of Ridgefield shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee, volunteer, or entity is engaged in or acting on behalf of the Borough of Ridgefield's business or using the facilities or property of the Borough of Ridgefield.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough of Ridgefield to provide services that otherwise could be performed by the Borough of Ridgefield.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The Borough Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The Borough Administrator shall establish written procedures that require all official, employees, appointees and volunteers of the Borough of Ridgefield as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The Borough Administrator shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

Section 8: At least annually, the Borough Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough of Ridgefield. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Borough of Ridgefield's website.

Section 9: This resolution shall take effect immediately.

Section 10: A copy of this resolution shall be published in the official newspaper of the Borough of Ridgefield in order for the public to be made aware of this policy and the Borough of Ridgefield's commitment to the implementation and enforcement of this policy.

COUNCIL VOTE				
	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Penabad

RESOLUTION NO. 278-2016

WHEREAS, as of January 1, 2006, N.J.S.A. 1944A-20.1 et seq., commonly known as the “State Pay to Play Law, enacted by the New Jersey State Legislature became effective; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.1 et seq., a municipality may not award a contract with a value in excess of \$17,500.00 to a business entity that has made a contribution within one year of the date the contract is to be awarded that is reportable by the recipient under P.L. 1973, c.83 (C.19.44A-1 et seq.) to a municipal political party committee in that municipality if a member of that party is serving in elective public office when such contract is awarded or to any candidate committee of any person who is serving in an elective public office of the municipality when such contract is awarded, unless the contract is awarded under a “fair and open process” pursuant to N.J.S.A. 19:44A-20.1 et seq.; and

WHEREAS, a “fair and open process” constitutes the following: (1) public advertisement of a Request for Qualifications (“RFQ”) with twenty (20) days notice prior to the receipt of responses to the RFQ; (2) award of contract under a process that provides for public solicitation of qualifications; (3) award of contract under publicly disclosed criteria established, in writing, by the municipality prior to the solicitation of qualifications; and (4) the municipality shall publicly open and announce the qualifications when awarded; and

WHEREAS, it has become necessary for the Borough of Ridgefield (“the Borough”) to engage legal, financial, and engineering professionals and to engage the services of other individuals for extraordinary unspecifiable services; and

WHEREAS, the Borough desires to appoint such professionals and services by a “fair and open process” pursuant to N.J.S.A. 19:44A-20.1 et seq.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Ridgefield, County of Bergen and State of New Jersey that RFQs for professional services for the following professional services for the Borough are hereby authorized:

- 1) Borough Attorney
- 2) Rent Leveling Attorney
- 3) Bond Counsel
- 4) Tax Appeal Counsel
- 5) Borough Engineer
- 6) Borough Planner and/or Planning Board Planner
- 7) Borough Auditor

- 8) Insurance Agent/Risk Manager
- 9) Independent Professional Real Estate Appraiser
- 10) Municipal Prosecutor
- 11) Public Defender
- 12) Planning Board Attorney
- 13) Planning Board Engineer
- 14) Labor Attorney
- 15) Special Counsel
- 16) Waste Water Monitoring Services by a Qualified Engineer
- 17) Special Projects Engineer
- 18) Grant Writer
- 19) Other professional services and extraordinary unspecifiable services as the Council may deem appropriate to award pursuant to a fair and open process.

BE IT FURTHER RESOLVED, that all of the RFQs for the professional services and extraordinary unspecifiable services as set forth hereinabove shall be prepared and published in accordance with N.J.S.A. 19:44A-20.1 et seq. and all submissions in response shall be evaluated on the basis of the most advantageous submission, all factors considered, including, but not limited to:

- 1) Experience and reputation in the field
- 2) Knowledge of the Borough and the subject matter to be addressed under the contract
- 3) Availability to accommodate any required meetings of the Borough or Borough Agency
- 4) Compensation proposal
- 5) Any other factors demonstrated to be in the best interest of the Borough or Borough Agency.

BE IT FURTHER RESOLVED, that on or before November 15, 2016 the Borough Clerk be and she is hereby authorized and directed to publish notice of the RFQs for the professional services and extraordinary unspecifiable services enumerated above by the following means:

(1) on the Borough's internet web site. (The Borough Clerk is also authorized to publish the RFQ documents themselves on the Borough Website.); (2) on the Borough's bulletin Board at Town Hall; and (3) in The Record, a newspaper circulating in the Borough of Ridgefield. The notice of RFQs shall include the following:

- 1) A description of the requested professional or extraordinary unspecifiable service for which the RFQ is made;
- 2) A statement that Qualifications must be submitted by 10:00 AM on December 15, 2016
- 3) A statement that the RFQs are being made by the Borough
- 4) The address and phone number of the Borough Clerk's office and a statement that applicants may obtain the RFQ document from the Clerk's office if they cannot obtain the RFQ documents from the Borough's website;
- 5) A statement that the RFQ is being made through a fair and open process in accordance with N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED, that the Borough Attorney is authorized and directed, in consultation with the members of the Finance Committee of the Mayor and Council, to effectuate the drafting of the RFQs, which shall include the evaluation criteria hereinabove stated.

BE IT FURTHER RESOLVED, that the Borough Clerk or her designee shall publicly open and read aloud the submissions responding to the RFQs, including the name of the applicant and any other pertinent information on December 15, 2016, at 10:00 AM in the Council Chambers at Borough Hall.

BE IT FURTHER RESOLVED, that those positions included hereinabove are those which the Borough of Ridgefield reasonably believes will be subject to appointment for the year 2017. However, all such appointments are subject to the availability of funds and the continuing needs of the Borough. Accordingly, inclusion of a position in this resolution is not a representation or warranty that such position will be filled, or that if filled, it will be subject to the process contained herein.

BE IT FURTHER RESOLVED, that the Borough Council has determined that the terms of this Resolution constitute a fair and open process as to all positions included herein.

COUNCIL VOTE				
	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Penabad

RESOLUTION NO. 279-2016

WHEREAS, the Tax Court of New Jersey has approved the settlement stipulation for an adjusted assessment on Block 2602 Lot 16, also known as 661 Day Avenue for the year 2015.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Rafael H. Carbonell be issued a refund in the amount of \$277.38 for the year 2015.

BE IT FURTHER RESOLVED that the Chief Financial Officer be and she is hereby authorized to issue a check in the total amount of \$277.38 made payable to Michael Vespasiano, Attorney Trust Account for Rafael H. Carbonell and be mailed to 331 Main Street, Chatham, New Jersey 07928.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Penabad

RESOLUTION NO. 280-2016

WHEREAS, the Tax Court of New Jersey has approved the settlement stipulation for an adjusted assessment on Block 2203 Lot 18, also known as 610 Broad Avenue for the year 2014.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield that Dragomir & Koviljka Zivkovic be issued a refund in the amount of \$1,036.91 for the year 2014.

BE IT FURTHER RESOLVED that the Chief Financial Officer be and she is hereby authorized to issue a check in the total amount of \$1,036.91 made payable to Daniel G. Keough, Trustee for Zivkovic and be mailed to 783 Springfield Avenue, Summit, New Jersey 07901.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Penabad

RESOLUTION NO. 281-2016

BE IT RESOLVED, by the Borough of Ridgefield

We agree to voluntarily participate in the Financial Incentive Pilot Program granting financial incentives to subscribers who select enrollment into tiered-network medical plans otherwise known as Horizon Blue Cross Blue Shield of New Jersey's OMNIA Plan or Aetna's Liberty plan. We agree that the management and administration of this incentive program shall be solely our responsibility.

The terms of the pilot incentive program described above shall include:

- The Pilot Program shall be available to subscribers who are first time enrollees in a tiered network
- Medical plan beginning Plan Year 2017 and continuing for two plan years through December 31, 2018;
- The Pilot Program does not extend to participants enrolled under Chapter 375, P.L. 2005, (certain over-age adult children) and COBRA;
- Participation is voluntary at the option of the employer;
- The financial incentive for eligible employees shall be:
 - \$1,000 for **Single member coverage** when changing to a tiered-network plan.
 - \$1,250 for **Member/Spouse coverage** when changing to a tiered-network plan.
 - \$1,250 for **Parent/Child coverage** when changing to a tiered-network plan.
 - \$2,000 for **Family coverage** when changing to a tiered-network plan.
- The incentive amount shall be paid within the first quarter of Plan Year 2017 and is reportable income.
- The incentive shall be forfeited and returned to the employer if the subscriber fails to remain enrolled for at least two plan years, except that if a subscriber is made ineligible for healthcare through layoff, involuntary separation, reduction to part-time status, or classification into an ineligible position. If a subscriber voluntarily retires or changes health plans due to a catastrophic or emergency health need as determined by the employer after a full year, then the incentive shall be forfeited on a pro-rata basis.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

I hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the Mayor and Council of the Borough of Ridgefield on October 19, 2016.

Linda M. Silvestri, Borough Clerk
BOROUGH OF RIDGEFIELD
604 Broad Avenue
Ridgefield, NJ 07657
201-943-5215

EMPLOYER'S STATE SOCIAL SECURITY IDENTIFICATION
NUMBER / NUMBER OF EMPLOYEES
HA-0992-0916

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Castelli

RESOLUTION NO. 282-2016

WHEREAS, it is vital that we protect the privacy of our residents, especially our children;
and

WHEREAS, in this age of social media it is increasingly urgent that we promulgate regulations concerning the unauthorized photographing and videotaping of minors.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Ridgefield support the efforts of Senator Kevin O'Toole and support S542.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby directed to provide a copy of this resolution to Governor Chris Christie, Senator Kevin O'Toole and District 36 Legislators.

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Penabad

RESOLUTION NO. 283-2016

WHEREAS, the Borough of Ridgefield became aware that a certain parcel of property commonly known as 747 Banta Place (Lot 2, Block 2001 on the Tax Map) by and within the Borough of Ridgefield was going to be offered for sale; and

WHEREAS, that parcel is contiguous to other Borough owned parcels, and near Veterans Park; and

WHEREAS, the property consists of a one-family residential structure and garage; and

WHEREAS, the property is zoned for public use; and

WHEREAS, the Borough obtained an appraisal to determine the value of the property, and had engineering and other inspections done; and

WHEREAS, the Borough has determined that a purchase price of \$325,000 is reasonable and appropriate under all circumstances; and

WHEREAS, the Chief Financial Officer has certified the availability of these funds in the capital budget; and

WHEREAS, it is in the best interests of the Borough of Ridgefield that this property be acquired by the Borough for future public use, the specifics of which are yet undetermined; and

WHEREAS, the Borough Attorney is in the process of negotiating a form of contract that will enable the Borough to proceed with this transaction, which contract is subject to final adoption of an ordinance authorizing the acquisition of the property as required by *N.J.S.A. 40A:12-11*;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Ridgefield as follows:

1. The Mayor and the Borough Clerk be and hereby are authorized and directed to execute a contract of sale for the acquisition of property known as 747 Banta Place, Lot 2, Block 2001 on the tap map of the Borough of Ridgefield, in a form as approved by the Borough Attorney and Borough Administrator, which contract shall be subject to final adoption of the ordinance authorizing the acquisition.

2. Subject to final approval of the ordinance authorizing the acquisition of the property specified herein, the Mayor and the Borough Clerk are further authorized and directed to execute such other and further documents as the Borough Attorney may indicate are reasonably necessary in connection with consummating the sale of the property including, but not limited to, Affidavit of Title, Closing Statement, and CCO Application.

COUNCIL VOTE				
	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk

The undersigned, being the Chief Financial Officer of the Borough of Ridgefield, County of Bergen, New Jersey, and the person charged with the responsibility of maintaining financial records of said Borough in accordance with N.J.S.A. 40:4-57 and the rules of the Local Finance Board of the State of New Jersey adopted thereunder, does hereby certify that there are adequate funds available for the payment of the attached list of invoices, duly adopted by said Borough, and which said list indicates the specific line item of said budget to which expenditures shall be charged.

Diane Sherry,
Chief Financial Officer

BOROUGH OF RIDGEFIELD
Bergen County, New Jersey

Meeting October 19, 2016

Presented by Councilman Penabad

RESOLUTION NO. 284-2016

BE IT RESOLVED, that warrants totaling **\$2,780,449.40**
be drawn on the following accounts:

CURRENT	\$2,721,732.56
TRUST	\$52,606.64
CAPITAL	\$3,568.48
POOL	\$2,535.72
DOG LICENSE	\$6.00
 TOTAL	 \$2,780,449.40

COUNCIL VOTE

	YES	NO	ABSTAIN	ABSENT
Castelli				
Acosta				
Penabad				
Shim				
Todd				
Vincentz				
Mayor Suarez				

Approved:

Attest:

Anthony R. Suarez, Mayor

Linda M. Silvestri,
Borough Clerk